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5. This application is in condition for allowance except for the presence of claims 5 and 7-11 directed to a non-elected species. Because Claims 5 and 7-11 ultimately depend from Claim 1, they have been rejoined and have been found to be allowable.

#### EXAMINER'S AMENDMENT

6. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Julia Dierker on June 28, 2010.

The application has been amended as follows:

#### IN THE CLAIMS:

Cancel claims 3 and 12.

In Claim 1, line 2, delete "a", and add "an electrolyte" before "substrate".

In Claim 1, line 3, add "cathode" before "established on the substrate".

In Claim 4, line 1, delete "3", and add "1".

In Claim 13, line 1, delete "12", and add "1".

In Claim 48, line <sup>5</sup>~~4~~, delete "a", and add "an electrolyte" before "substrate".

In Claim 48, line <sup>6</sup>~~5~~, add "cathode" before "established on the substrate".

In Claim 49, line 2, delete "a", and add "an electrolyte" before "substrate".

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